

FROM :

FAX NO. :8437579741

Apr. 06 2005 08:23PM P2
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28,460-A



Art Unit 3721

Examiner Paul R. Durand

Paper No.

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth Kutner

Serial No.: 10/786,929

NOTICE OF APPEAL

Filed: 02/26/2004

Commissioner for Patents
P. O. Box 1450 - Mail Stop Fee Amendment
Alexandria, VA 22313-1450

Sir:

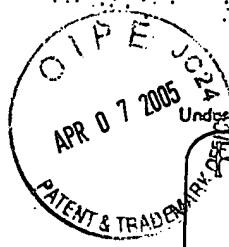
In connection with the above-captioned application, Examiner hereby appeals to the Board of Patent Appeals and Interferences from the final rejection of the Examiner dated January 11, 2005 rejecting claims 1 to 3, inclusive.

The appeal fee is transmitted herewith. Oral hearing is waived.

Respectfully,

Charles E. Temko
Charles E. Temko
Attorney for Applicant

22 Marion Road
Westport, CT 06880
(203) 227-7368



PTO/SB/17 (8/99)
Approved for use through 09/30/2000, OMB 0651-0002
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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FEE TRANSMITTAL for FY 1999

*Patent fees are subject to annual revision.
Small Entity payments must be supported by a small entity statement,
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.
See 37 C.F.R. §§ 1.27 and 1.28.*

TOTAL AMOUNT OF PAYMENT (\$ 500)

Complete if Known	
Application Number	10/274,929
Filing Date	2/26/94
First Named Inventor	Charles E. Fermino
Examiner Name	Durand, Paul R.
Group / Art Unit	371
Attorney Docket No.	28-460-17

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																											
1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:																																													
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2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money <input type="checkbox"/> Order <input type="checkbox"/> Other																																													
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Complete if applicable																																													

SUBMITTED BY				
Name (Print Type)	Charles E. Fermino	Registration No. (Attorney/Agent)	1A, 283	Telephone 703-222-9358
Signature	Charles E. Fermino			Date 4/17/05

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.